

# **EXHIBIT 1**

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8 -and-

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16 Attorneys for Defendant United Air Lines, Inc.

17 UNITED STATES DISTRICT COURT  
18 NORTHERN DISTRICT OF CALIFORNIA

19 ALL NIPPON AIRWAYS COMPANY,	)	Case No. C07-03422 EDL
20 LTD.	)	Hon. Elizabeth D. Laporte
	)	
21 Plaintiff,	)	
	)	
22 vs.	)	
	)	
23 UNITED AIR LINES, INC.,	)	
	)	
24 Defendant.	)	
	)	

25 DECLARATION OF SCOTT TORPEY

26 STATE OF MICHIGAN )  
27 ) SS.  
28 COUNTY OF OAKLAND )

I, Scott Torpey, being duly sworn according to law, hereby depose and states:

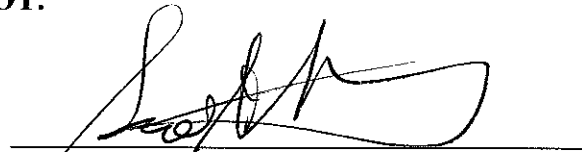
1. I am a partner at the law firm of Jaffe Raitt Heuer & Weiss, P.C., in Southfield Michigan. I am duly licensed and qualified to practice law in California. I represent defendant

1 United Air Lines, Inc., ("United") in the above-captioned matter, which All Nippon Airways  
2 Company, Ltd., ("ANA") filed against United on June 28, 2007.

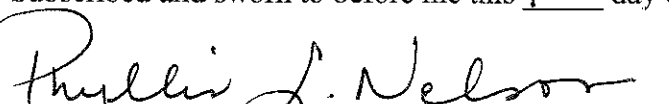
3 2. On December 6, 2007, I received an emailed letter from ANA's counsel, finally  
4 offering dates for the deposition of ANA's person most knowledgeable ("PMK") on the  
5 Ground Handling Agreement ("GHA") issue. A true and correct copy of this letter is  
6 appended hereto as **Exhibit A**.

7 3. On December 7, 2007, I sent an email to ANA's counsel on United's behalf,  
8 requesting that he provide me with February 2007 deposition dates for ANA's deposition of  
9 United's PMK on the SGHA issue. I sent this in an attempt to avoid the instant motion for  
10 protective order. A true and correct copy of my December 7, 2007, email is appended hereto  
11 as **Exhibit B**.

12 **FURTHER AFFIANT SAYETH NOT.**

13  
14   
15 Scott R. Torpey

16 Subscribed and sworn to before me this 7<sup>th</sup> day of December 2007.

17   
18 Notary Public in and for the State of \_\_\_\_\_  
19 My Commission Expires: \_\_\_\_\_

20 **PHYLLIS L. NELSON**  
21 **NOTARY-PUBLIC STATE OF MI**  
22 **QUALIFIED IN WAYNE COUNTY**  
23 **COMMISSION EXPIRES DECEMBER 22, 2007**  
24 Acting in Oakland County